

March 18, 2010

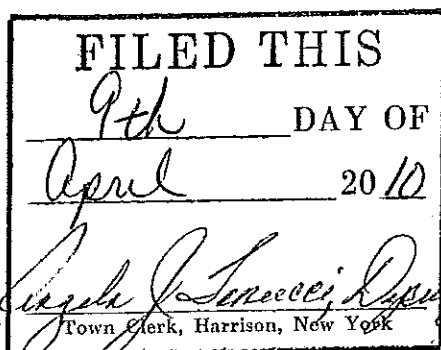
A regular Meeting of the Town Board of the Town of Harrison, Westchester County, New York was held at the Municipal Building, 1 Heineman Place, Harrison, NY, Westchester County, on the 18th day of March, 2010 at 7:30 PM, Eastern Daylight Savings Time. All members having received due notice of said meeting:

MEMBERS PRESENT:

Joan B. Walsh ..... Supervisor  
Joseph Cannella )  
Fred Sciliano ) ..... Councilpersons  
Patrick Vetere )  
Marlane Amelio )

ALSO ATTENDING:

Frank Allegretti ..... Town Attorney  
Robert Paladino ..... Village Attorney  
Robert FitzSimmons ..... Building Inspector  
Anthony Marraccini ..... Acting Chief of Police/Captain, HPD  
Anthony Robinson ..... Acting Commissioner of Public Works  
Michael Amodeo ..... Acting Town Engineer  
Ron Belmont ..... Superintendent of Recreation  
Mark Heinbockel ..... Acting Assessor



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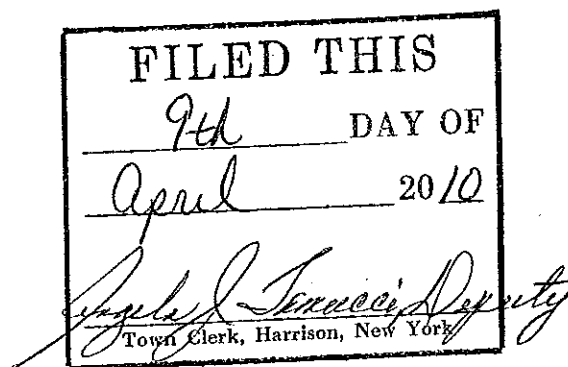
March 18, 2010

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COMMENTS BY SUPERVISOR JOAN WALSH RE: THE RECENT STORM

Supervisor Joan Walsh complimented the Department of Public Works, the Police Department and the Fire Department for the wonderful job they did during the recent storm. There were over a hundred trees that impacted never mind the trees that uprooted on private property. At one point there were sixteen crews from Con Edison in town working to restore power. This is a three part process: electrical people to disengage the wires to turn off the power; then there are the tree cutting crews and then a crew comes to reactivate the wires. The expectation is that power would be back on by tomorrow.

Some Con Ed crews were from as far as Wisconsin. She thanked Con Edison for the work they did, as well as the police and the firemen. There is still dry ice at Saxon Woods for those who need it.



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March 18, 2010

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ACCEPTANCE OF CORRESPONDENCE AND REPORTS:

On motion of Councilman Cannella, seconded by Councilman Vetere,

it was

RESOLVED to accept the following correspondence and reports:

- 1a. Monthly report by the Building Inspector for February 2010.
  - 1b. Monthly report for the Fire Prevention Bureau for February 2010.
  - 1c. Monthly report by the Town Clerk for February 2010.
  - 1d. Monthly report by the Receiver of Taxes for February 2010.
  - 1e. Monthly report by the Acting Commissioner of Public Works for February 2010.
  - 1f. Monthly report by the Superintendent of Recreation for February 2010.
2. Notification by Director of Government Affairs Robert Hoch for Cablevision that effective April 5, 2010, Cablevision will no longer be offering the Analog Family Cable package to new customers. Customers subscribing to the Family Cable package on or after April 5, 2010 will be required to take Digital equipment (Scientific Atlantic and Sony boxes/CableCards) with an iO Package (EX: iO Navigation) as part of their Family Cable subscription. There will be no change in experience to existing customers. Customers will be notified through on-air messaging of this change. Any questions, please call 914-378-4515.
3. Notification by Village Manager Richard Slingerland of the Village of Mamaroneck that the Village Board of Trustees is proposing to adopt a series of amendments to the Village of Mamaroneck Subdivision and Zoning Code, in an effort to address several current issues identified in the Village, to make the code more clearer and to respond to recommendations from the 2008 Draft Comprehensive Plan. The proposed revisions include minor modifications to the zoning text and do not affect the Official Zoning Map of the Village of Mamaroneck; however, the revisions will result in some modifications to uses, structures and procedures within districts presented on the Zoning Map.

Adopted by the following vote;

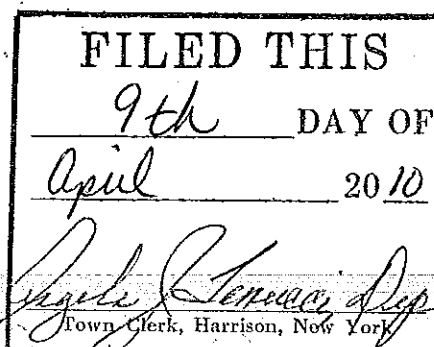
AYES: Councilpersons Cannella, Vetere, Sciliano and Amelio  
Supervisor Walsh

NAYS: None

ABSENT: None

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— Bldg  
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March 18, 2010

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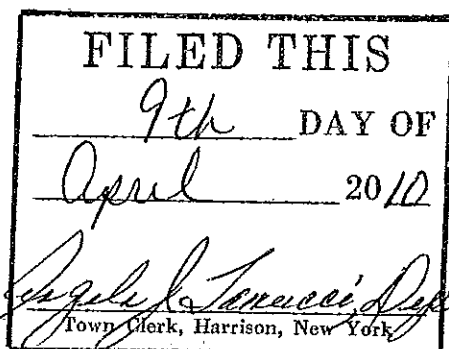
CONTINUATION OF PUBLIC HEARING

PURSUANT TO ARTICLE 2, SECTION 10 AND ARTICLE 3, SECTION 20 OF THE  
MUNICIPAL HOME RULE LAW, BY AMENDING THE RESIDENCE DISTRICT, TABLE  
OF DIMENSIONAL REGULATIONS TO CONSIDER THE MODIFICATION OF THE "B"  
ZONE WITH AN INCREASE OF THE LOT COVERAGE FROM  
[30] TO 35% AND INCREASE IN HEIGHT FROM [26] TO 30 FEET  
AS LOCAL LAW NO. 4 OF 2010

On motion of Councilwoman Amelio, seconded by Councilman Cannella, with all members voting in favor, the Hearing was opened.

After a discussion, it was decided that the homes would look better with an increase of lot coverage from thirty (30) feet to thirty five (35) and an increase in height from twenty six (26) to thirty (30) feet, being centered on the property, the size of the house doesn't change and that traffic visibility won't create any problems.

With no else speaking for or against, with all members voting in favor, the Hearing was closed.



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March 18, 2010

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ADOPTION OF LOCAL LAW NO. 4 OF 2010  
AMENDING THE RESIDENCE DISTRICT, TABLE OF DIMENSIONAL REGULATIONS  
TO CONSIDER THE MODIFICATION OF THE "B" ZONE WITH AN INCREASE OF THE  
LOT COVERAGE FROM  
[30] TO 35% AND INCREASE IN HEIGHT FROM [26] TO 30 FEET

On motion of Councilman Cannella, seconded by Councilman Sciliano,

it was

RESOLVED to adopt Local Law No. 4 of 2010, amending the Residence Districts, Table of Dimensional Regulations with a modification of the "B" zone with an increase of the lot coverage to 35% and increase in height to 30 feet. (Footnote #1 to table: All area under a roof shall be measured at the outermost exterior wall or other outward most structural component and included as Lot Coverage in this zone.) and increase side yard minimums in the "B" zone to 7 feet and decrease abutting side street minimums on corner lot to 8 feet to the Town of Harrison Zoning Ordinance as Local Law No. 4 of 2010. Notwithstanding the foregoing, all legally conforming structures in the "B" Zone built prior to March 18, 2010, the date of this enactment, may be expanded up to 50% of the total square footage footprint existing prior to March 18, 2010, the date of this enactment, and must comply with minimum side yard setbacks of 5 feet.

(Existing Footnote #1 to table becomes Footnote #2)

(Footnote #3 to table): In the "B" Zone, the 1<sup>st</sup> floor elevation shall be no greater than 7 feet, and the elevation of the 2<sup>nd</sup> floor wall plate shall be no greater than 24 feet above the lower of the following: (1) the elevation of the roadway centerline, measured at the midpoint of the lot, or (2) the mean pre-existing elevation measured across the width of the lot at the front face of the proposed main structure. However, no structure shall be permitted to be built beyond permitted lot coverage.

FURTHER RESOLVED to forward a copy of this Resolution to the Law Department, the Building Inspector and the Assessor.

Adopted by the following vote:

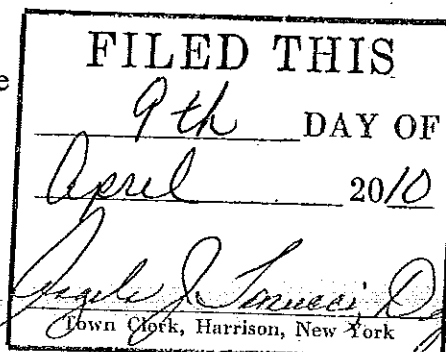
AYES: Councilpersons Cannella, Sciliano and Amelio  
Supervisor Walsh

NAYS: Councilman Vetere

ABSENT: None

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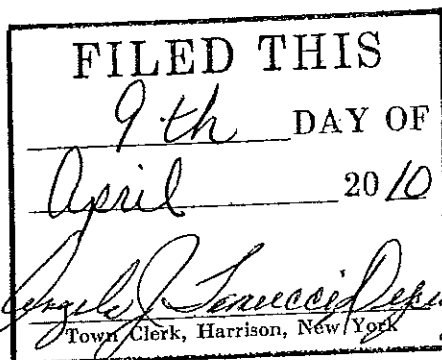
March 18, 2010

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PUBLIC HEARING

PURSUANT TO ARTICLE 2, SECTION 10 AND ARTICLE 3, SECTION 20 AMENDING  
SECTION 235-9, TABLE OF USE REGULATIONS AND TABLE OF DIMENSIONAL  
REGULATIONS, MODIFICATION TO "B" ZONE FOR LOTS WITHIN A FLOOD AREA,  
AND AMENDING SECTION 235-32 MINIMUM FIRST FLOOR ELEVATIONS

After a discussion it was the opinion that Linda Whitehead, attorney with the firm of McCullough, Goldberger & Staudt, on behalf of her client JRA Properties and Briga Enterprises, would notice the Hearing for Tuesday, April 6, 2010.



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March 18, 2010

2010 -- 106 -- a  
PUBLIC HEARING

PURSUANT TO ARTICLE 2, SECTION 10 AND ARTICLE 3, SECTION 20 OF  
THE MUNICIPAL HOME RULE LAW, TO AMEND CHAPTER 207 ENTITLED  
"TAXATION/ARTICLE V, TAXATION OF CONVERTED CONDOMINIUMS"  
BY ADDING PARAGRAPH C TO §207-11 TO LOCAL LAW NO. 5 OF 2010

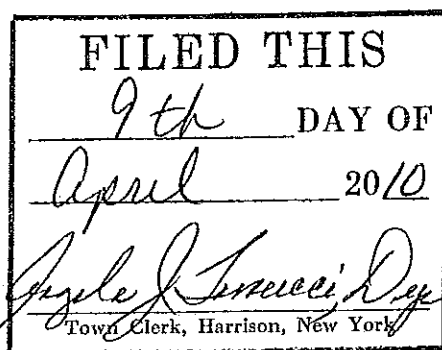
On motion of Councilman Cannella, seconded by Councilwoman Amelio, with all members voting in favor, the Hearing was opened.

Town Attorney Frank Allegretti stated that there is a loophole that needs to be closed.

Supervisor Joan Walsh explained that this Local Law's purpose is to cover certain veterans, give them an exemption, that were not included in the general veterans exemption over the years.

Acting Assessor Mark Heinbockel responded that the town is amending the dollar amount that these veterans will be entitled to, to make it equal to other competing veterans that served during a period of war. There are no veterans of combat during this period, but someone who did a desk job during the Korean War will receive the same amount of money of someone who did the same desk job but came between the Korean War and the Vietnam War.

With no else speaking for or against, with all members voting in favor, the Hearing was closed.



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March 18, 2010

2010 -- 106 -- b

ADOPTION OF LOCAL LAW NO. 5 OF 2010  
PURSUANT TO ARTICLE 2, SECTION 10 AND ARTICLE 3, SECTION 20 OF  
THE MUNICIPAL HOME RULE LAW, TO AMEND CHAPTER 207 ENTITLED  
"TAXATION/ARTICLE V, TAXATION OF CONVERTED CONDOMINIUMS"  
BY ADDING PARAGRAPH D TO §207-9 TO LOCAL LAW NO. 5 OF 2010

On motion of Councilman Vetere, seconded by Councilwoman Amelio,

it was

RESOLVED to approve amending Chapter 207 of the Town/Village Code entitled "Taxation/Article III, Veteran's Exemption" by Local Law No. 5 of 2010, by adding paragraph "D" to § 207-9 as follows:  
§ 207-9 Maximum exemption established.

D. "Qualified residential real property" means property owned by a qualified owner which is used exclusively for residential purposes; provided, however, that in the event that any portion of such property is not used exclusively for residential purposes, but is used for other purposes, such portion shall be subject to full taxation and only the remaining portion used exclusively for residential purposes shall be subject to the exemption provided by this section. Such property shall be the primary residence of the Cold War veteran, or of the unremarried surviving spouse of a Cold War veteran; unless the Cold War or unremarried surviving spouse is absent from the property due to medical reasons or institutionalized subject to such time limitations, if any, as are set forth in Section 458-b(1)(f) of the New York State Real Property Tax Law. Qualified residential real property shall include any real property or co-op ownership held for benefit of a veteran, whether in trust or otherwise held.

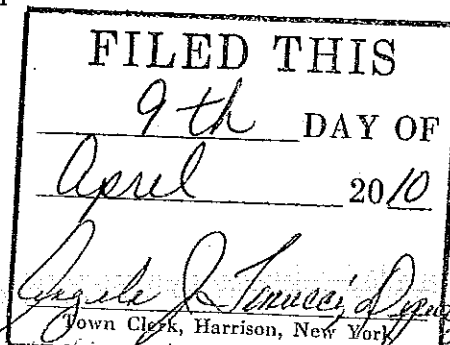
When enacted, the attached Local Law would, with certain exceptions, provide such qualified owners with an exemption to the extent of fifteen percent (15%) of the assessed value of their residential real property; provided, however, that such exemption will not exceed fifty-four thousand dollars (\$54,000) or the product of fifty-four thousand (\$54,000) multiplied by the latest state equalization rate of the assessing unit, or, in the case of a special assessing unit, the latest class ratio, whichever is less. This basic Cold War veteran exemption is in the highest amount authorized by Section 458-b of the Real Property Tax Law.

Adopted by the following vote:

AYES: Councilpersons Cannella, Sciliano Vetere and Amelio  
Supervisor Walsh  
NAYS: None  
ABSENT: None

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March 18, 2010

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APPROVAL TO SCHEDULE A PUBLIC HEARING ON APRIL 6, 2010  
RE: AN AMENDED SPECIAL EXCEPTION USE PERMIT TO INSTALL AN EMERGENCY  
GENERATOR AND OTHER MECHANICAL EQUIPMENT TO SUPPORT OPERATIONS  
AT THE 100 MANHATTANVILLE ROAD CAMPUS

On motion of Councilman Cannella, seconded by Councilwoman Amelio,  
it was

RESOLVED to approve the request by James Ryan, Senior Assistant for John Meyer Consulting, on behalf of his client Knight Equity Markets, L.P., for authorization to set the date of April 6, 2010 for a Public Hearing for an Amended Special Exception Use Permit to install an emergency generator and other mechanical equipment to support operations at the 100 Manhattanville Road campus.

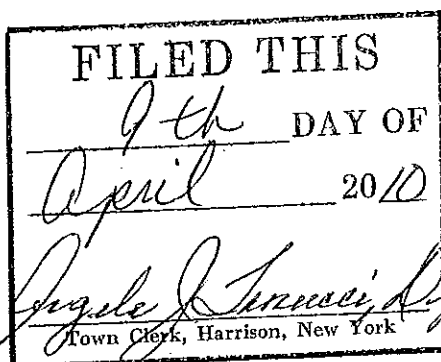
FURTHER RESOLVED to forward a copy of this Resolution to the Acting Commissioner of Public Works, the Assessor, the Building Inspector and Mr. Ryan.

Adopted by the following vote:

AYES: Councilpersons Cannella, Sciliano Vetere and Amelio  
Supervisor Walsh

NAYS: None

ABSENT: None



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☒ Supvs'r  
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March 18, 2010

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AUTHORIZATION FOR THE SUPERINTENDENT OF RECREATION TO OBTAIN  
PERMITS FROM THE WESTCHESTER COUNTY DEPARTMENT OF HEALTH TO  
OPERATE THE SWIMMING AND TWO WADING POOLS AND  
ONE PLUNGE POOL IN PASSIDOMO PARK (WEST HARRISON)  
AND BERNIE GUAGNINI BRENTWOOD PARK AND THE SWIMMING

On motion of Councilman Cannella, seconded by Councilman Vetere,

it was

RESOLVED to approve the request of Superintendent of Recreation Ron Belmont for authorization to apply to the Westchester County Board of Health for permits to operate the swimming pool and two wading pools and one plunge pool located in Passidomo Park (West Harrison) and Bernie Guagnini Brentwood Park.

FURTHER RESOLVED to authorize the Comptroller to pay permit fees in the amount of \$1,760 to Westchester County Department of Health.

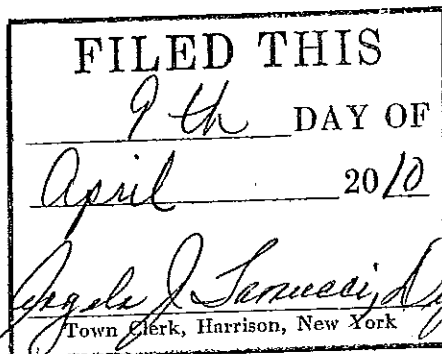
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Superintendent of Recreation.

Adopted by the following vote:

AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere  
Supervisor Walsh

NAYS: None

ABSENT: None



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March 18, 2010

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APPROVAL FOR THE AGREEMENT BETWEEN WESTCHESTER JOINT WATER  
WORKS AND THE COUNTY OF WESTCHESTER

Councilman Cannella asked that in terms of the charges are the bills going through the Water Works or will the Town be independently charged?

Supervisor Joan Walsh answered: through the Water Works.

Village Attorney Robert Paladino stated that we're (the town) agreeing to pay 50% of the Water Work bill that we would have paid otherwise.

Mrs. Walsh explained that the reason this is being done is that in the 1990's New York Department of Health mandated that the Water Works build a filtration plant and the Town has been fighting it ever since. Not only is it expensive to build but also expensive to operate. An agreement has been worked out with the County because they are required to build a U-V Plant which is less expensive. The Town petitioned them to join with their Ultra Violet Plant, which the County and NYS were in favor of.

On motion of Councilman Vetere, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the Agreement between Westchester Joint Water Works and the County of Westchester to share the cost of a study underway by the County to facilitate an agreement for an alternative to Westchester Joint Water Works constructing a filtration plant.

FURTHER RESOLVED that this Agreement represents a cost sharing proposal for the cost of the study only, whereby the Water Works will pay its proportionate share of the cost. This agreement was approved by the Westchester County Board of Legislatures pursuant to Act 233-2099 and was authorized by the Board of Acquisition and Contract of the County of Westchester on February 18, 2010.

FURTHER RESOLVED to authorize the Supervisor/Mayor to execute the agreement.

Adopted by the following vote:

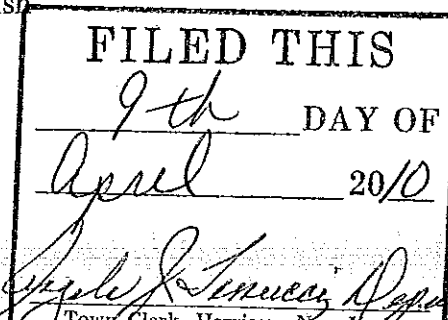
AYES: Councilpersons Cannella, Vetere, Sciliano and Amelio  
Supervisor Walsh

NAYS: None

ABSENT: None

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March 18, 2010

2010 - - 110

APPROVAL TO ACCEPT DONATIONS FOR  
THE HARRISON DOG PARK PROJECT

On motion of Councilman Cannella, seconded by Councilwoman Amelio,  
it was

RESOLVED to approve the request by Comptroller Maureen MacKenzie for authorization to accept the following donations for the Harrison Dog Park Account #009-615:

|                           |       |
|---------------------------|-------|
| Neal and Elizabeth Bronzo | \$150 |
| Park Pictures, LLC        | \$250 |
| Total:                    | \$400 |

FURTHER RESOLVED that donations to date are \$8,681.

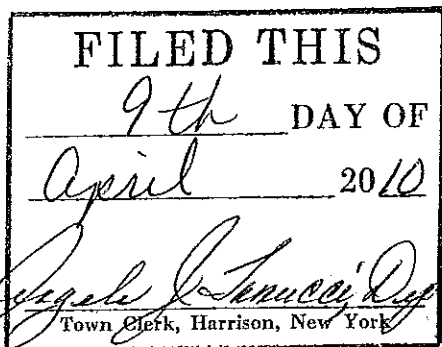
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Superintendent of Recreation.

Adopted by the following vote:

AYES: Councilpersons Cannella, Vetere, Sciliano and Amelio  
Supervisor Walsh

NAYS: None

ABSENT: None



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\_\_\_ Recr'tn  
✓ Supvs'r  
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March 18, 2010

2010 - - 111

APPROVAL FOR THE LAW DEPARTMENT TO REVIEW DOCUMENTS  
RE: REPLACEMENT OF THE NORTH BARRY AVENUE RAILROAD BRIDGE,  
DETOUR PLAN INVOLVES A PORTION OF WEST STREET AND HALSTEAD AVENUE

On motion of Councilman Vetere, seconded by Councilman Cannella,

it was

RESOLVED to approve the Law Department to review the documents replacing the North Barry Avenue Railroad Bridge in Mamaroneck. The detour plan involves a portion of West Street and Halstead Avenue in Harrison.

FURTHER RESOLVED to authorize the Supervisor to execute same.

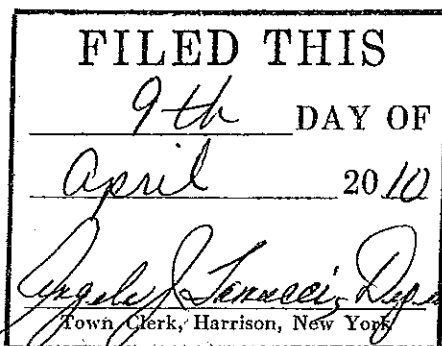
FURTHER RESOLVED to forward a copy of this Resolution to the Law Department and the Engineer.

Adopted by the following vote:

AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere  
Supervisor Walsh

NAYS: None

ABSENT: None



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On motion of Councilman Vetere, seconded by Councilwoman Cannella,

RESOLVED to approve the request by Comptroller Maureen MacKenzie for authorization for the following Budget Modification:

|                       |       |
|-----------------------|-------|
| 001-3120-100-0479     | 4,360 |
| Police-Auto Body Work |       |

|                              |       |
|------------------------------|-------|
| 001-0000-020-2680            |       |
| Town-Insurance of Recoveries | 4,360 |

Monies received from Great Northern Insurance Company for damages to Police vehicle plate no. 110 on December 28, 2007.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller.

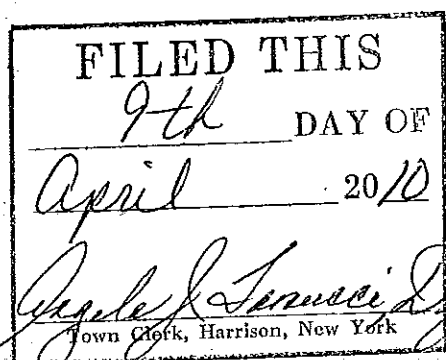
Adopted by the following vote:

AYES: Councilpersons Cannella, Vetere, Sciliano and Amelio  
Supervisor Walsh

NAYS: None

ABSENT: None

- ☐ Assessor
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March 18, 2010

2010 - - 113

APPROVAL FOR THE CONTRACT WITH LEONARD JACKSON ASSOCIATES  
RE: BEAVER SWAMP BROOK. COST: NOT TO EXCEED \$49,500

Resident Michael LaDore asked what studies would Leonard Jackson and Evans Associate be performing at this point, since studies were done in December.

Acting Town Engineer Michael Amodeo replied that Leonard Jackson will be revising a grading plan, following it up by checking his flood study to be sure that he keeps to the town's goals. The Town had comments on the wetland mitigation. Basically Mr. Jackson will be responding to these comments in order that we get our Wetlands Permit.

Mr. LaDore then asked: why is the Town spending more money when these studies have been completed.

Supervisor Joan Walsh responded that the State has requested more in depth information than Leonard Jackson did in the beginning.

Mr. LaDore requested the Board table this and get the studies from the City of Rye before spending another \$49,000.

Mrs. Walsh asked: if the City of Rye gave the Town the studies. The State is asking for different information.

Mr. LaDore responded, they're asking for clarification.

On motion of Councilman Cannella, seconded by Councilman Sciliano,

it was

RESOLVED to approve the contract with Leonard Jackson Associates, regarding Beaver Swamp Brook, for work related to preparation of a response to the NYSDEC and obtaining a Wetland Permit, at a cost not to exceed \$49,500.

FURTHER RESOLVED to authorize the Law Department to review the proposal/contract and upon review the Supervisor to execute same.

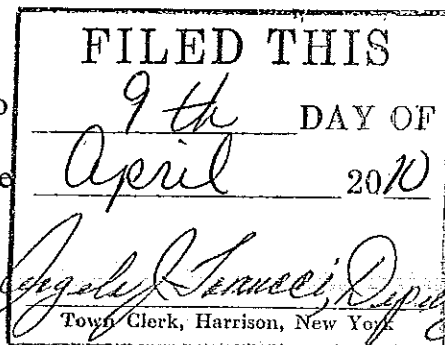
FURTHER RESOLVED that funding is available in Account #001-1440-100-04-07, Engineering Special Services.

Adopted by the following vote:

AYES: Councilmen Cannella and Sciliano  
Supervisor Walsh

NAYS: Councilpersons Amelio and Vetere

ABSENT: None



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March 18, 2010

2010 -- 114

APPROVAL FOR A PROFESSIONAL SERVICE CONTRACT  
WITH EVANS ASSOCIATES RE: BEAVER SWAMP BROOK  
COST NOT TO EXCEED \$5,000

On motion of Councilman Cannella, seconded by Councilman Sciliano,

it was

RESOLVED to approve the professional services contract with Evans Associates, Re: Beaver Swamp Brook, for work related to the preparation of a response to the NYSDEC and obtaining our Wetland Permit, at a cost not to exceed \$5,000.

FURTHER RESOLVED to authorize the Law Department to review the proposal/contract and upon review and acceptance the Supervisor to authorize same.

FURTHER RESOLVED that funding is available in Account #001-1440-100-04-07, Engineering Special Services.

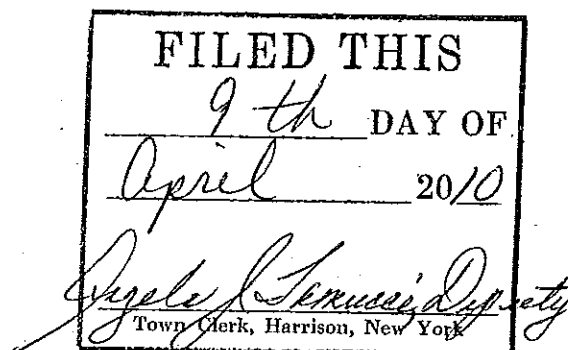
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Acting Engineer and the Law Department:

Adopted by the following vote:

AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere  
Supervisor Walsh

NAYS: None

ABSENT: None



Copies to:

— Assessor  
— Benefits  
— Bldg  
✓ Compt'lr  
✓ Engrng  
✓ Law  
— Police  
✓ P. Wrks  
✓ Purch'g  
✓ Recr'tn  
✓ Supvs'r



March 18, 2010

2010 - - 115

AUTHORIZATION TO ACCEPT THE BLISS FARM DRIVE DEDICATION OF ROADWAY  
AND SET THE AMOUNT OF \$55,000 FOR A MAINTENANCE BOND

On motion of Councilman Cannella, seconded by Councilperson Amelio,

it was

RESOLVED to authorize the acceptance of the Bliss Farm Drive Dedication of Roadway.

FURTHER RESOLVED to set the amount of \$55,000 for a Maintenance Bond.

FURTHER RESOLVED to authorize the Board to sign the Consent and the Supervisor to sign any necessary documents to effectuate the closing.

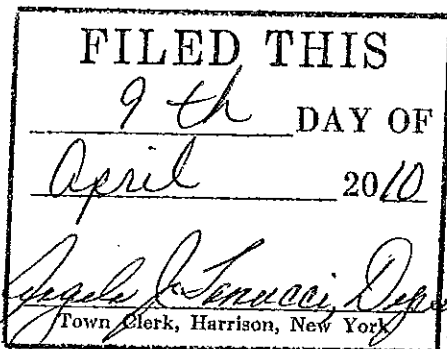
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Acting Town Engineer and the Law Department.

Adopted by the following vote:

AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere  
Supervisor Walsh

NAYS: None

ABSENT: None



Copies to:

— Assessor  
— Benefits  
— Bldg  
✓ Compt'lr  
✓ Engrng  
✓ Law  
— Police  
✓ P. Wrks  
✓ Purch'g  
✓ Recr'tn  
— Supvs'r

March 18, 2010

2010 - - 116

APPROVAL FOR THE BOY SCOUTS OF AMERICA TROOP 2 TO USE  
THE POLICE DEPARTMENT'S RANGE AT THE NIKE BASE ON APRIL 2, 2010

On motion of Councilman Vetere, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the request by Assistant Scout Master David Tolve for authorization for Boy Scouts of America Troop 2 to use the Police Department's range at the NIKE Base on April 2<sup>nd</sup> and April 3, 2010. The scouts will be under the supervision of Firearm Instructors Sgt. Michael Olsey and Sgt. Vito Castellano.

FURTHER RESOLVED that a Certificate of Insurance be submitted.

FURTHER RESOLVED that the parents of the participating scout's submit a Hold Harmless Clause.

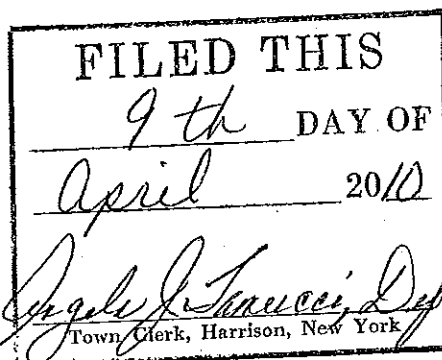
FURTHER RESOLVED to forward a copy of this Resolution to the Law Department, the Chief of Police, Firearms Instructors Sgt's. Olsey and Castellano and Mr. Tolve.

Adopted by the following vote:

AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere  
Supervisor Walsh

NAYS: None

ABSENT: None



Copies to:

\_\_\_ Assessor  
\_\_\_ Benefits  
\_\_\_ Bldg  
\_\_\_ Compt'lr  
\_\_\_ Engrng  
\_\_\_ Law  
\_\_\_ Police  
\_\_\_ P. Wrks  
\_\_\_ Purch'g  
\_\_\_ Recr'tn  
\_\_\_ Supvs'r

March 18, 2010

2010 - - 117

AUTHORIZATION FOR THE PURCHASING DEPARTMENT TO ISSUE A  
PURCHASE ORDER TO CALCAGNI, INC., FOR EMERGENCY SEWER LINE REPAIR  
IN THE AMOUNT NOT TO EXCEED \$20,000.

Acting Commissioner of Public Works Anthony Robinson stated there was a sewer back up on Osborn Road, he tried to repair the sewer line but a pipe had collapsed causing a piece of root cutting equipment to become stuck in the pipe.

On motion of Councilwoman Amelio, seconded by Councilman Cannella,

it was

RESOLVED to approve the request by Acting Commissioner of Public Works Anthony Robinson for the Purchase Department to issue a Purchase Order to Calcagni, Inc., for emergency sewer line repair on Osborn Road, in the amount not to exceed \$20,000.

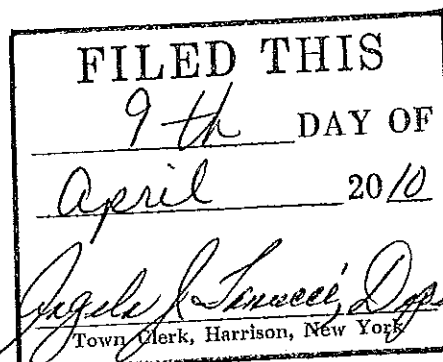
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Acting Commissioner of Public Works.

Adopted by the following vote:

AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere  
Supervisor Walsh

NAYS: None

ABSENT: None



Copies to:

\_\_\_ Assessor  
\_\_\_ Benefits  
\_\_\_ Bldg  
✓ Compt'lr  
✓ Engrng  
✓ Law  
\_\_\_ Police  
✓ P. Wrks  
✓ Purch'g  
✓ Recr'tn  
✓ Supvs'r  
\_\_\_

March 18, 2010

2010 - - 118 - - a

REMARKS RE: THE RECENT STORM

Acting Commissioner of Public Works Anthony Robinson completed Con Edison on the great job they did during the recent storm, with some crews coming from as far away as Michigan and Georgia. He also completed the men from DPW, the Firemen and the Police for the work they performed during the storm. He further stated that not only was the work difficult but it was also dangerous going out in that storm but the men did an extraordinary job.

The County requested that Mr. Robinson put together a damage assessment report, in the event that we (the town) would be eligible for funds from FEMA for reimbursement due to the damages from the storm. We (the DPW) compiled lists that were received in DPW, the Police Department, actual visual observations and reports from the Town's field personnel. FEMA has been in touch with Mr. Robinson requesting to see infrastructure damage. All damages have been documented and follow up reports will be sent to FEMA in the event the Town is eligible for reimbursement.

Supervisor Joan Walsh stated that the request from Westchester County, FEMA, was received by her office at about 11am to be returned to the County by 5pm. She thanked Village Attorney Robert Paladino and Anthony Robinson for putting the paperwork together and returning it to the County. She further stated that Harrison was the only Community to get the paperwork in by 5pm.

John Katsogridaigis requested that some one from the town come to Winfield. The poles are bending and he believes that someone has to oversee Con Edison.

Mrs. Walsh replied that she would drive down his street.

Naomi Oppman stated that DPW and Police Officer Dragone have been terrific. The Sanitation Department did a great job. She also thanked North East Utilities from MA. and several Utility Companies. She further stated that Con Ed crews were good but Con Ed management was terrible. Residents did not know where to go for ice, etc.

Mrs. Walsh stated that the building was closed on Monday due to the fact that there was no heat, no power, so computers were down and there was no phone service. The generator in the Municipal Building does not power the entire building. Employees who had some power stayed in the building and continued working. We had been planning to install a new generator this year. She went on to say that a meeting of Department Heads had taken place regarding how we could improve our response system if we should encounter another storm. We (the town) have some emails and phone numbers. The School and the PTA were very cooperative by sending out messages for us but we don't have everyone's phone number or email. To be on the emergency email list please send your email to the town or [jwalsh@harrison-ny.gov](mailto:jwalsh@harrison-ny.gov). On Tuesday, the employees came to work, still without heat, some offices had some power other offices had none. The Department Heads met again and have plans in place so we're not again caught unprepared.

Village Attorney Robert Paladino stated that flyers were put in all the stores informing residents that dry ice was available at Saxon Woods, and the Shelter was open. The West Harrison and the Veteran's Building's were opened until 10pm but no one used those facilities.

Every single means of communication available to the town was used. Residents without power, but who had direct line phones, had the ability to make calls and receive calls.

He further stated that there were employees working Monday afternoon but they shouldn't have been in the building. He explained that the specialist that works for the town was stuck in his house with flood waters and trees that were down. If he had been here the generator would have been up and running. The other problem that affected this building was after the switch was fixed there was also a problem with the phasing, there was only one phase connected to the Municipal Building and that's why some offices had power and some offices didn't have power. But it was a lesson learned and we (the town) made plans for the future.

Naomi, regarding your comment about Con Edison, to the extent of your complaints about Con Edison's performance during the storm, the best way to direct them is to provide the NYS Public Service Commission with specific complaints. They will investigate power outages of more than 72 hours. They will determine if Con Edison was reasonable in their response. As of now until such thing otherwise happens, Con Ed will probably not have to reimburse anyone for food losses, but if there's a determination that Con Ed's actions were not appropriate, power did not come back, then Con Ed may be liable to reimburse residents for losses that incurred due to the storm. It's important that if you have specific instances that you felt were not proper, you should file those complaints with the NYS Public Service Commission. The Town of Harrison has no jurisdiction over Con Ed except for maybe giving permits. Work done on poles and wires is up to Con Edison, and if those poles are leaning, you file your complaints to the NYS Public Service Commission. The Town can do nothing about it. We can not tell Con Edison how to do their job.

Resident Frank Mucci stated he's been living here for 55 years. The entire County was affected. Harrison Fire Department along with Con Edison did the best they could for that storm. They responded to 80 calls. Con Edison trucks were assigned to specific areas in the Town. Mr. Mucci believes that Con Edison did a great job. This storm was a disaster.

Resident Dr. Cliff Cevirtz of West Street disagreed with Mr. Paladino. It is his opinion that a letter from the Board would have an impact on Con Edison. He also commended the Supervisor for sending out the email, he thanked her and he did receive her message.

Resident Nick Ferrera stated that at the last meeting he gave suggestions on how to increase revenue for the Town. He asked if anything's been discussed about it. (cameras to catch speeders)

Supervisor Walsh responded: she was out with Bronchitis and the Board was occupied with the storm, so there has not been any discussion about it.

Mrs. Walsh again asked the residents for their email addresses and their cell phone numbers just in case we should experience another storm. She also asked to submit any pictures residents may have of damages to their home or throughout the town so that they can be submitted to FEMA. Hopefully that would help the town and residents in receiving reimbursements.

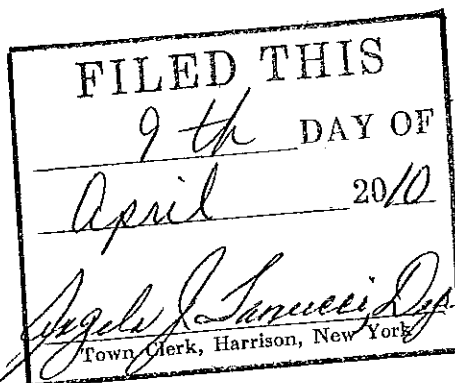
March 18, 2010

2010 - - 118 - - b

REMARKS RE: HYDRAULIC FRACTURING FOR GAS EXTRACTION  
IN THE CATSKILL REGION

Supervisor Joan Walsh stated that due to being ill she did not have the opportunity to speak to anyone about the hydraulic fracturing for gas extraction in the Catskill Region.

The matter was tabled until the April 6, 2010 Meeting.



Copies to:

\_\_\_ Assessor  
\_\_\_ Benefits  
\_\_\_ Bldg  
✓ Compt'lr  
✓ Engrng  
✓ Law  
\_\_\_ Police  
✓ P. Wrks  
✓ Purch'g  
\_\_\_ Recr'tn  
✓ Supvs'r  
\_\_\_

March 18, 2010

2010 - - 119

APPROVAL TO ACCEPT THE OFFER BY JAMES CALANDRUCCIO  
TO VOLUNTEER HIS TIME IN ASSISTING ASSESSOR MARK HEINBOCKEL  
WITH INSPECTIONS

Village Attorney Robert Paladino explained that this is the time of year when the Assessor and Deputy Assessor perform inspections throughout the town with one driving a car and one taking notes. Long time Assessor James Calandruccio has retired leaving only the newly appointed Assessor Mark Heinbockel. There is no longer a Deputy Assessor. Mr. Calandruccio has volunteered to assist the Assessor with this task. Board approval is needed since Mr. Calandruccio will be in a town vehicle. He is also required to sign a Hold Harmless Agreement.

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the offer by James Calandruccio to volunteer his time in assisting Assessor Mark Heinbockel perform inspections.

FURTHER RESOLVED that Mr. Calandruccio sign a Hold Harmless Agreement.

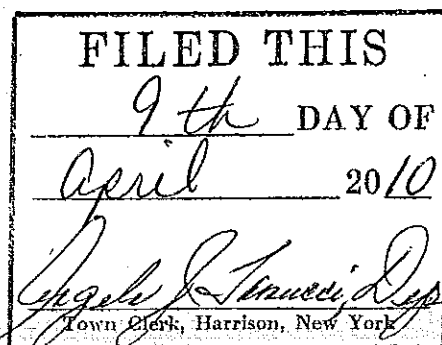
FURTHER RESOLVED to forward a copy of this Resolution to the Law Department and the Assessor.

Adopted by the following vote:

AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere  
Supervisor Walsh

NAYS: None

ABSENT: None



Copies to:

— Assessor  
— Benefits  
— Bldg  
✓ Compt'lr  
✓ Engrng  
✓ Law  
— Police  
✓ P. Wrks  
✓ Purch'g  
— Recr'tn  
✓ Supvs'r

March 18, 2010

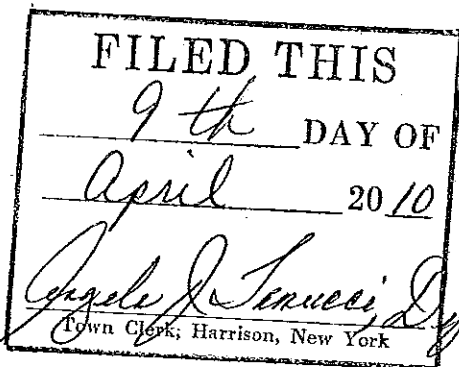
2010 - - 120

MATTERS FOR EXECUTIVE SESSION:

|                     |   |
|---------------------|---|
| Advice of counsel   | 2 |
| Litigation          | 5 |
| Settlement of claim | 2 |
| Personnel           | 2 |

On motion duly made and seconded,  
with all members voting in favor,  
the Meeting was recessed at 8:50 PM.

On motion duly made and seconded,  
with all members voting in favor,  
the Meeting was reconvened at 11:10 PM.



Copies to:

|                                     |          |
|-------------------------------------|----------|
| <input type="checkbox"/>            | Assessor |
| <input type="checkbox"/>            | Benefits |
| <input type="checkbox"/>            | Bldg     |
| <input checked="" type="checkbox"/> | Compt'r  |
| <input checked="" type="checkbox"/> | Engrng   |
| <input checked="" type="checkbox"/> | Law      |
| <input type="checkbox"/>            | Police   |
| <input checked="" type="checkbox"/> | P. Wrks  |
| <input checked="" type="checkbox"/> | Purch'g  |
| <input type="checkbox"/>            | Recr'tn  |
| <input checked="" type="checkbox"/> | Supvs'r  |
| <input type="checkbox"/>            |          |



March 18, 2010

2010 - - 121

APPROVAL TO APPOINT MICHAEL AMODEO TO  
THE POSITION OF TOWN/VILLAGE ENGINEER

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the appointment of Michael Amodeo to the position of Town/Village Engineer, effective immediately, with the annual salary as stated in the 2010 Budget.

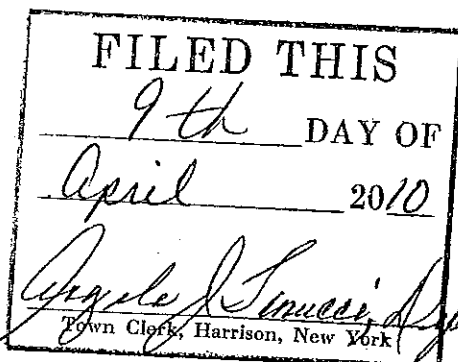
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Personnel Manager and Mr. Amodeo.

Adopted by the following vote:

AYES: Councilpersons Cannella, Sciliano, Amelio and Vetere  
Supervisor Walsh

NAYS: None

ABSENT: None



Copies to:

— Assessor  
— Benefits  
— Bldg  
✓ Compt'r  
✓ Engrng  
— Law  
— Police  
✓ P. Wrks  
✓ Purch'g  
✓ Recr'tn  
— Supvs'n

March 18, 2010

2010 - - 122

APPROVAL TO APPOINT ANTHONY ROBINSON  
TO THE POSITION OF COMMISSIONER OF PUBLIC WORKS

On motion of Councilman Vetere, seconded by Councilwoman Amelio,

it was

RESOLVED to appoint Anthony Robinson, on a provisional basis, to the position of Commissioner of Public Works, effective immediately, with the annual salary as stated in the 2010 Budget.

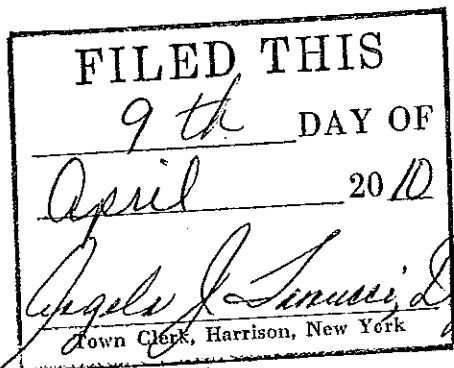
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Personnel Manager and Mr. Robinson.

Adopted by the following vote:

AYES: Councilpersons Cannella, Sciliano, Amelio and Vetere  
Supervisor Walsh

NAYS: None

ABSENT: None



Copies to:

\_\_\_ Assessor  
\_\_\_ Benefits  
\_\_\_ Bldg  
☒ Compt'r  
☒ Engrng  
☒ Law  
\_\_\_ Police  
☒ P. Wrks  
☒ Purch'g  
\_\_\_ Recr'tn  
☒ Supvs'r  
\_\_\_

March 18, 2010

2010 - - 123

APPROVAL OF AN INCREASE IN THE HOURLY RATE OF PAY FOR  
ALL SCHOOL CROSSING GUARDS IN THE AMOUNT OF \$1.00 PER HOUR  
FOR THE YEAR 2010

On motion of Councilman Sciliano, seconded by Supervisor Walsh,

it was

RESOLVED to approve an increase of \$1.00 per hour for the year 2010 for all School Crossing Guards retroactive to January 1, 2010, in recognition of the fact that they have not received a raise since 2007.

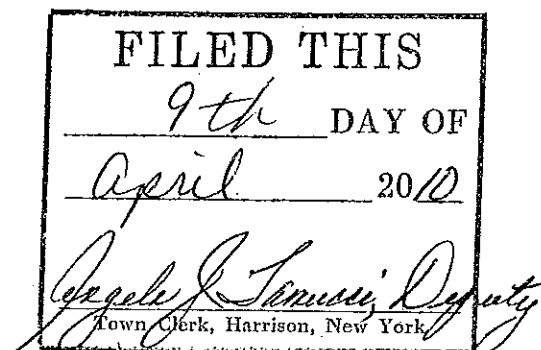
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and Acting Chief/Captain of the Police Department.

Adopted by the following vote:

AYES: Councilpersons Cannella, Sciliano and Amelio  
Supervisor Walsh

NAYS: Councilman Vetere

ABSENT: None



Copies to:

— Assessor  
— Benefits  
— Bldg  
✓ Compt'r  
✓ Engrng  
✓ Law  
— Police  
✓ P. Wrks  
✓ Purch'g  
— Recr'tn  
✓ Supvs'r

March 18, 2010

2010 - -124

SETTLEMENT OF CLAIM  
RE: BOTTE v TOWN OF HARRISON

On motion of Councilman Vetere, seconded by Councilwoman Amelio,

it was

RESOLVED to authorize the settlement of claim in the matter of Botte v. Town of Harrison in the amount of \$2,700 for property damages.

FURTHER RESOLVED that this settlement is subject to the claimant signing a general release.

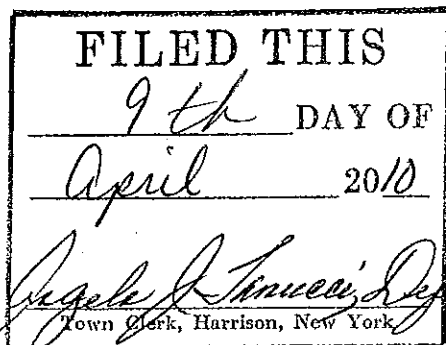
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Law Department.

Adopted by the following vote:

AYES: Councilpersons Cannella, Sciliano, Amelio and Vetere  
Supervisor Walsh

NAYS: None

ABSENT: None



Copies to:

— Assessor  
— Benefits  
— Bldg  
✓ Compt'r  
✓ Engrng  
✓ Law  
— Police  
✓ P. Wrks  
✓ Purch'g  
— Recr'tn  
✓ Supvs'r  
—

March 18, 2010

2010 - - 125

SETTLEMENT OF CLAIM  
RE: TROIANO v. TOWN OF HARRISON

On motion of Councilman Vetere, seconded by Councilwoman Amelio,

it was

RESOLVED to authorize the settlement of claim in the matter of Troiano v. Town of Harrison in the amount of \$928.42 for damages to his automobile.

FURTHER RESOLVED that this settlement is subject to the claimant signing a general release.

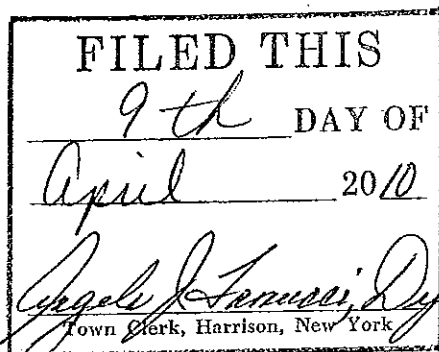
FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Law Department.

Adopted by the following vote:

AYES: Councilpersons Cannella, Sciliano, Amelio and Vetere  
Supervisor Walsh

NAYS: None

ABSENT: None



Copies to:

\_\_\_ Assessor  
\_\_\_ Benefits  
\_\_\_ Bldg  
✓ Compt'lr  
✓ Engrng  
✓ Law  
\_\_\_ Police  
✓ P. Wrks  
✓ Purch'g  
\_\_\_ Recr'tn  
✓ Supvs'r  
\_\_\_

March 18, 2010

2010 -- 126

APPROVAL FOR THE APPOINTMENT OF WILLIAM MCSORLEY TO  
THE BOARD OF ASSESSMENT REVIEW

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the appointment of William McSorley to the Board of Assessment Review, effective immediately.

FURTHER RESOLVED to forward a copy of this Resolution to the Acting Assessor.

Adopted by the following vote:

AYES: Councilpersons Cannella, Sciliano, Amelio and Vetere  
Supervisor Walsh

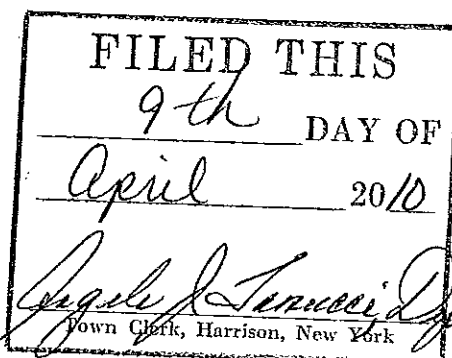
NAYS: None

ABSENT: None

There being no further matters to come before the Board,  
the Meeting was on motion duly made and seconded, with  
all members voting in favor, declared closed at 11:10 PM.

Respectfully submitted,

Angela J. Tamucci  
Deputy Town Clerk



Copies to:

\_\_\_ Assessor  
\_\_\_ Benefits  
\_\_\_ Bldg  
✓ Compt'lr  
✓ Engrng  
\_\_\_ Law  
\_\_\_ Police  
✓ P. Wrks  
✓ Purch'g  
\_\_\_ Recr'tn  
✓ Supvs'r